

(1) "To A, if A survives the testator, otherwise to B". If A disclaims, the legacy devolves to B.

(2) "To the testator's surviving children" and at the testator's death he has two children who survive him. If one child disclaims, the disclaimed legacy devolves to the other child and not to the disclaimant's heirs.

(3) "To A". If A disclaims, the disclaimed legacy devolves to A's heirs (including A's spouse), determined under Title 3, subtitle 1 of this Article. As a person succeeding to a disclaimed interest, A's spouse may disclaim her share of the disclaimed legacy.

(4) "To the testator's children" and at testator's death he has two children who survive him. If one child disclaims, the disclaimed legacy devolves to the disclaimant's heirs and not to the other child.

The application of § 9-204(a)(2) (and by analogy § 9-204(b)(2)) may be illustrated by the following examples involving bequests under a will:

(5) "To A for life, remainder to A's children". If A disclaims the whole, the remainder is accelerated. If A disclaims one-half, one-half of the remainder is accelerated.

(6) "To A for the life of B, remainder to A's children." If A disclaims, the remainder is not accelerated.

(7) "To A for life, remainder to such of A's children as survive A". If A disclaims, the remainder is accelerated and devolves to A's children who survive the testator, without waiting to see if in fact they survive A.

The application of § 9-204(c) may be illustrated by the following examples:

(8) "To A and B as joint tenants (or tenants by the entireties)." Provided A has not accepted a benefit under it, at any time not later than nine months after B's death, A may disclaim as a "separate interest" the interest which would otherwise devolve to him by right of survivorship, if he survives B (hereinafter referred to as his "survivorship interest"). Provided A did not join in creating the tenancy or accept a benefit under it, not later than nine months after the creation of the tenancy, A may disclaim "the entire interest".

(i) If A disclaims his survivorship interest and if A survives B, the property devolves to A and to B's estate as tenants in common, but if B survives A, the property devolves to B. If A and B disclaim their respective survivorship interest, upon the death of either A or B, the property devolves to the survivor and to the